

Senate File 122 - Introduced

SENATE FILE 122
BY COMMITTEE ON COMMERCE

(SUCCESSOR TO SSB 1036)

A BILL FOR

1 An Act concerning access to documents during the competitive
2 bidding process for public improvement contracts.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 26.3, subsection 2, Code 2015, is amended
2 to read as follows:

3 2. A governmental entity shall have an engineer licensed
4 under chapter 542B, a landscape architect licensed under
5 chapter 544B, or an architect registered under chapter 544A
6 prepare plans and specifications, and calculate the estimated
7 total cost of a proposed public improvement. A governmental
8 entity shall ensure that a sufficient number of paper copies,
9 and if available, electronic and digital copies of the
10 project's contract documents, including all drawings, plans,
11 specifications, and estimated total costs of the proposed
12 public improvement are made available for distribution at
13 no charge to prospective bidders, subcontractor bidders,
14 suppliers, and ~~contractor~~ plan room services. If a deposit is
15 required as part of a paper contract documents distribution
16 policy by the public owner, the deposit shall not exceed two
17 hundred fifty dollars per set which shall be refunded upon
18 return of the contract documents within fourteen days after
19 award of the project. If the contract documents are not
20 returned in a timely manner and in a reusable condition, the
21 deposit shall be forfeited. The governmental entity shall
22 reimburse the landscape architect, architect, or professional
23 engineer for the actual costs of preparation and distribution
24 of plans and specifications.

25

EXPLANATION

26 The inclusion of this explanation does not constitute agreement with
27 the explanation's substance by the members of the general assembly.

28 This bill prohibits governmental entities from charging
29 a fee for electronic and digital copies of project contract
30 documents relating to public improvements when providing those
31 documents electronically.